

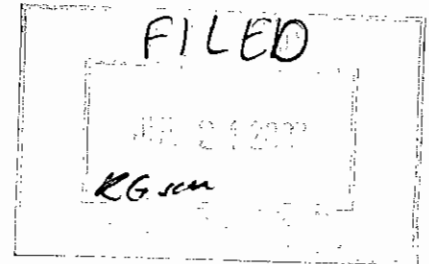
IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

ANGELO CLARK  
PLAINTIFF,

7/20/07

✓  
REGIONAL MEDICAL FIRST  
-CORRECTIONAL,  
MANAGER ANGELA WILSON,  
AND CORRECTIONAL MEDICAL  
SERVICES, DEFENDANTS.

CA. NO. 06-465-SLR



CLERK OF THE COURT  
U.S. District Court - Judge: SUE L. ROBINSON

I AM WRITING IN THE LEGAL RESPONSE OF ME  
AS A POORLY LEGAL LITIGANT WHEN WILL I BE READY  
TO HELP ME WITH MY LITIGATION CIVIL MATTER  
BEING THAT I WROTE YALL A COUPLE OF TIMES  
AND MY CASE ISN'T REALLY THAT COMPRESSED  
WHEN YOU REALLY DON'T KNOW WHAT YOU'RE DOING  
LEGALLY WHEN YOU'RE IN THE SHA, SO IN GOD'S  
BLESSING'S AND NAME, COULD JUDGE: SUE L. ROBINSON  
BLESS ME WITH A LAWYER SO HE CAN GUIDE ME  
WITH MY CASE AND IF IT GOES TO TRIAL HE  
CAN HELP ME MOVE FORWARD TO WIN. I DON'T HAVE  
MY CASE LAW ANYMORE, IT GOT MISPLACED WHEN I  
LEFT D.P.C. THIS IS WHY I'M SO BAFLED SOMETIMES  
I GET DEFLECTED BEFORE I GET STARTED!

PLEASE FORGIVE ME!  
MAY GOD BLESS!

**MARKS, O'NEILL, O'BRIEN & COURTNEY, P.C.**

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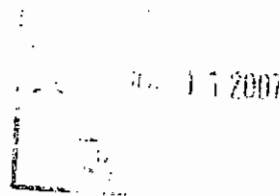
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(267) 880-3696  
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July 10 2007

Clerk of the Court  
U. S. District Court  
for the District of Delaware  
844 North King Street, #4209  
Wilmington, DE 19801



**Re: Clark v. CMS, et al.**  
**C. A. No. 06-465-SLR**  
**Our File No. 413-79533**



Dear Sir/Madam:

Pursuant to the June 13, 2007 Order from the Court, please find the enclosed Entry of Appearance for counsel for Correctional Medical Systems. Please provide copies of the sealed documents the Court indicated would be produced upon request by defense counsel

Thank you.

Very truly yours,

PATRICK G. ROCK

PGR/mlm

*All my Legal Documents sat at D.P.C.  
Del Psychiatric  
CENTER  
got MISPLACED.  
AND I DON'T  
get Much Legal  
Advice OR Help  
IN THE STH.*

## Other Documents

1:06-cv-00465-SLR Clark v. Reginal Medical First Correctional et al  
PaperDocuments

**U.S. District Court**

**District of Delaware**

## Notice of Electronic Filing

The following transaction was entered on 7/11/2007 at 5:20 PM EDT and filed on 7/11/2007

**Case Name:** Clark v. Reginal Medical First Correctional et al

**Case Number:** 1:06-cv-465

**Filer:**

**Document Number:** 48

### Docket Text:

Letter to Clerk from Patrick G. Rock requesting copies of the sealed documents the Court indicated would be produced upon request by defense counsel. (fmt)

### **1:06-cv-465 Notice has been electronically mailed to:**

Megan Trocki Mantzavinos mmantzavinos@mooclaw.com

Patrick G. Rock prock@mooclaw.com

Ryan M. Ernst rernst@mooclaw.com

### **1:06-cv-465 Notice has been delivered by other means to:**

Angelo Clark

SBI #123209

Delaware Correctional Center

1181 Paddock Road

Smyrna, DE 19977

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1079733196 [Date=7/11/2007] [FileNumber=413916-0]  
[5b89853eeab5e824a2ab864694ae8902b51efa95d194b3a9969e25665b872fd907b0  
340793d287cc9c405bc04d653ebef0210d1e26d669ef032714e37819606c]]

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

ANGELO CLARK,	:	
	:	
Plaintiff,	:	
	:	
v.	:	C. A. No. 06-465 - SLR
	:	
REGIONAL MEDICAL FIRST	:	TRIAL BY JURY OF
CORRECTIONAL,	:	TWELVE DEMANDED
MANAGER ANGELA WILSON, AND	:	
CORRECTIONAL MEDICAL SERVICES,	:	
	:	
Defendants.	:	

**DEFENDANT CORRECTIONAL MEDICAL SERVICES'S  
ANSWER TO AMENDED COMPLAINTS**

Defendant Correctional Medical Services ("CMS") (hereinafter the "Answering Defendant"), by and through the undersigned attorneys, submits its answer to the complaint/amended complaints in the above-referenced action.

**I. ANSWER TO CLAIM OF PREVIOUS LAWSUITS**

A. No answer required from answering Defendant.

Wherefore, Defendant demands judgment in its favor plus costs and attorney's fees.

**II. EXHAUSTION OF ADMINISTRATIVE REMEDIES**

A-D Defendants are without sufficient information or knowledge at the time of Answering this Complaint to form a belief as to these allegations and they are therefore, deemed denied.

Wherefore, Defendant demands judgment in its favor plus costs and attorney's fees.

**III. ANSWER TO CLAIM OF DEFENDANTS**

Denied, claims against Angela Wilson have been dismissed pursuant to Court Order dated December 19, 2006;

Wherefore, Defendant demands judgment in its favor plus costs and attorney's fees.

**IV. ANSWER TO STATEMENT OF CLAIM**

1. Answering Defendant is without sufficient knowledge or information to admit or deny the allegations contained in this paragraph and they are therefore deemed to be denied.

2. Answering Defendant is without sufficient knowledge or information to admit or deny the allegations contained in this paragraph and they are therefore deemed to be denied.

WHEREFORE, Defendant demands judgment in its favor plus costs and attorney's fees.

**ANSWER TO AMENDMENTS TO COMPLAINT**

Without waiving any defenses and specifically preserving all defenses, including insufficiency of service and insufficiency of process, Defendant respectfully wishes to deny the allegation or allegations contained in the amendment or amendments to the Complaint.

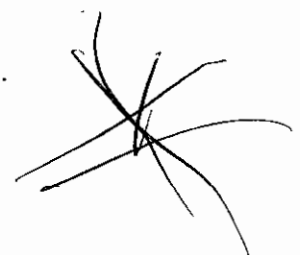
WHEREFORE, Defendant demands judgment in its favor plus costs and attorney's fees.

**AFFIRMATIVE DEFENSES**

1. Plaintiff fails to state a claim upon which relief may be granted as to some or all of his claims.

2. Plaintiff fails to state a claim against answering Defendant for which relief may be granted with respects to civil rights claims as Answering Defendant were not deliberately indifferent to a serious medical need.

3. Plaintiff's claims are barred by applicable statutes of limitations.

A large, stylized handwritten mark, possibly a signature or initials, consisting of several overlapping loops and lines, located in the bottom right corner of the page.

4. Plaintiff fails to state a claim against defendant Correctional Medical Services upon which relief may be granted with respect to all claims for civil rights violations, as there is no vicarious liability for civil rights claims.

5. The complaint fails to state a claim for punitive damages.

6. Answering Defendant has provided plaintiff with medical care that was appropriate for his conditions and which met the applicable standard of care.

7. Plaintiff has failed to exhaust his administrative remedies.

8. The plaintiff's injuries, if any, resulted from a superseding intervening cause.

9. The plaintiff's injuries, losses, or damages, if any, were the direct, sole, and proximate result of activities or conduct of persons or entities for whom the Answering Defendant is not responsible and over whom the Answering Defendant has no right of authority or control.

10. Answering Defendant denies that it is liable whatsoever to plaintiff. However, if Answering Defendant is held to be liable to plaintiff under the allegations contained in the Complaint, then Answering Defendant is entitled to contribution and/or indemnification from co-defendants for any amounts which answering Defendant may be required to pay to plaintiff.

11. Plaintiff failed to properly plead a medical malpractice action against Answering Defendant.

12. Plaintiff failed to file an affidavit of merit pursuant to 18 Del.C. § 6853.

13. Defendant's actions serve and have served a legitimate penological interest.

14. Plaintiff's complaint should be dismissed for insufficient process and/or service of process;

WHEREFORE, Defendant demands judgment in its favor plus costs and attorney's fees.



**ANSWER TO ALL PRESENT AND FUTURE CROSSCLAIMS**

Answering Defendant(s) den(y)(ies) all crossclaims now or hereinafter asserted against them.

**WHEREFORE**, the Answering Defendant(s) asks that the complaint against it be dismissed with prejudice and all costs and attorney's fees be assessed against the plaintiff.

Marks, O'Neill, O'Brien & Courtney, P.C.

By: 

Patrick G. Rock, Esquire (ID 4632)  
Megan T. Mantzavinos, Esquire (ID 3802)  
913 Market Street, #800  
Wilmington, DE 19801  
(302) 658-6538  
*Attorneys for Defendant*

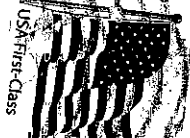
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DELAWARE CORRECTIONAL CENTER  
1181 PADDOCK ROAD  
SMYRNA, DELAWARE 19977

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*Chief of the Court*  
*U.S. District Court*  
*For the District of District of Delaware*  
*844 North King Street*  
*Wilmington, Delaware 19801*

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*Legal Mail*